

UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF NEW YORK

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**ISM SPORTS, INC. d/b/a INNOVATIVE  
SPORTS MARKETING, as Broadcast Licensee  
of the August 4, 2001 Columbia/Liberia  
Program,**

Plaintiff,

-against-

SAMUEL H. VALENCIA, Individually and as an  
officer, director, shareholder and/or principal of  
FRANCO ENTERPRISES, INC. d/b/a CLARO DE  
LUNA #2 a/k/a CLARO DE LUNA 76, and  
FRANCO ENTERPRISES, INC. d/b/a CLARO DE  
LUNA #2 a/k/a CLARO DE LUNA 76;

Defendants.

It is hereby stipulated and agreed to by and between the parties herein that the above entitled action is hereby dismissed with prejudice and without costs to either party pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure.

Dated: May 30, 2006

/s/ Julie Cohen Lonstein  
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SO ORDERED this 14 day of July, 2006

HON. CHERYL POLLAK ALLINE R. ROSS  
United States Magistrate Judge  
DISTRICT